IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 1574 of 2007
Date of decision 12 .2.2007

Vikramjit Singh .. petitioner

Versus

Punjab Technical University and others .. Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR
HON'BLE MR. JUSTICE RAJESH BINDAL

PRESENT: None

M.M.Kumar, J.

The prayer made in this petition filed under Article 226 of the Constitution is that the orders dated 8.8.2006 and 18.8.2006 (Annexures P.1 and P.2) be quashed and appropriate direction be issued to the respondents.

The petitioner was charge sheeted for using unfair means in the examinations on 14.6.2006 and 21.6.2006. In both the charge sheets it was alleged that when he was appearing in the subject of CS 205 DLCD on 14.6.2006 and CS 211 Programming Language on 21.6.2006 at Rayat Institute of Engineering and Technology Railmajra, District Nawashahar- respondent no. 1 (which is a college affiliated to Punjab Technical University) he was using unfair means in the examination. After holding necessary enquiry the Unfair Means Committee invoked regulation 11.1 of Chapter XVI and disqualified him from appearing in any examination of the University for a period of two semesters. The result of the petitioner in respect of all the subjects in which he had appeared in May/ June, 2006 was also ordered to be cancelled. He has been debarred from attending the classes and appearing in subsequent examination for a period of two regular

semesters permitting him to appear in the examination to be held in May/ June, 2007 for which he was eligible in May/ June, 2006.

We have perused the averments made by the petitioner and find that no interference of this Court is warranted as the petitioner has been granted an opportunity of hearing after issuance of charge sheet and principles of natural justice have been complied with. There is nothing in the pleadings which may warrant any other view than the one taken by the Unfair Means Committee. Even otherwise in equitable jurisdiction under Article 226 of the Constitution no relief could be granted to the petitioner. The growing menance of using unfair means has to be checked and such like tendencies must be discouraged. Accordingly the writ petition fails and the same is dismissed.

(M.M.Kumar)
Judge

(Rajesh Bindal)
Judge

12.2.2007
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